

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:19-cv-01867-TJK**

LATHAM & WATKINS LLP v. U.S. FOOD AND DRUG  
ADMINISTRATION  
Assigned to: Judge Timothy J. Kelly  
Cause: 05:552 Freedom of Information Act

Date Filed: 06/25/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****LATHAM & WATKINS LLP**

represented by **Ryan S. Baasch**  
LATHAM & WATKINS LLP  
555 Eleventh Street, NW  
Suite 1000  
Washington, DC 20004  
(202) 637-2200  
Fax: (202) 637-2201  
Email: [ryan.baasch@lw.com](mailto:ryan.baasch@lw.com)  
**ATTORNEY TO BE NOTICED**

**Andrew D. Prins**  
LATHAM & WATKINS LLP  
555 11th Street, NW  
Suite 1000  
Washington, DC 20004-1304  
(202) 637-2200  
Fax: (202) 637-2201  
Email: [andrew.prins@lw.com](mailto:andrew.prins@lw.com)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant****U.S. FOOD AND DRUG  
ADMINISTRATION**

represented by **Paul A. Mussenden**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2520  
Fax: (202) 252-2599  
Email: [Paul.Mussenden@usdoj.gov](mailto:Paul.Mussenden@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
06/25/2019	<u>1</u>	COMPLAINT against U.S. FOOD AND DRUG ADMINISTRATION ( Filing fee \$ 400 receipt number 0090-6212720) filed by LATHAM & WATKINS LLP. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Civil Cover Sheet, # <u>6</u> Summons to FDA, # <u>7</u> Summons to U.S. Attorney General, # <u>8</u> Summons to U.S. Attorney for D.C.)(Prins, Andrew) (Entered: 06/25/2019)
06/25/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by LATHAM & WATKINS LLP (Prins, Andrew) (Entered: 06/25/2019)
06/25/2019	<u>3</u>	NOTICE of Appearance by Ryan S. Baasch on behalf of LATHAM & WATKINS LLP (Baasch, Ryan) (Entered: 06/25/2019)
06/27/2019		Case Assigned to Judge Timothy J. Kelly. (zsb) (Entered: 06/27/2019)

06/27/2019	<u>4</u>	SUMMONS (3) Issued Electronically as to U.S. FOOD AND DRUG ADMINISTRATION, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Notice and Consent)(zsb) (Entered: 06/27/2019)
07/19/2019	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 6/28/2019. Answer due for ALL FEDERAL DEFENDANTS by 7/28/2019. (Baasch, Ryan) (Entered: 07/19/2019)
07/29/2019	<u>6</u>	First MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by U.S. FOOD AND DRUG ADMINISTRATION (Attachments: # <u>1</u> Text of Proposed Order)(Mussenden, Paul) (Entered: 07/29/2019)
07/31/2019	<u>7</u>	Memorandum in opposition to re <u>6</u> First MOTION for Extension of Time to File Answer re <u>1</u> Complaint, filed by LATHAM & WATKINS LLP. (Attachments: # <u>1</u> Text of Proposed Order)(Prins, Andrew) (Entered: 07/31/2019)
08/01/2019		MINUTE ORDER: Upon consideration of Defendant's <u>6</u> Motion for Extension and Plaintiff's <u>7</u> response, it is hereby ORDERED, for good cause shown, that Defendant's motion is GRANTED IN PART. Defendant shall answer or otherwise respond to the complaint no later than August 19, 2019. Signed by Judge Timothy J. Kelly on 8/1/2019. (lctjk2) (Entered: 08/01/2019)
08/19/2019	<u>8</u>	ANSWER to Complaint by U.S. FOOD AND DRUG ADMINISTRATION.(Mussenden, Paul) (Entered: 08/19/2019)
08/20/2019		MINUTE ORDER: Before the Court in this FOIA action are a complaint and an answer. It is hereby ORDERED that the parties shall meet, confer, and file a joint proposed schedule for briefing or disclosure no later than September 10, 2019. Signed by Judge Timothy J. Kelly on 8/20/2019. (lctjk2) (Entered: 08/20/2019)
09/10/2019	<u>9</u>	Joint STATUS REPORT by LATHAM & WATKINS LLP. (Prins, Andrew) (Entered: 09/10/2019)
09/11/2019		MINUTE ORDER: In light of the parties' <u>9</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report by October 18, 2019. Signed by Judge Timothy J. Kelly on 9/11/2019. (lctjk2) (Entered: 09/11/2019)
10/18/2019	<u>10</u>	Joint STATUS REPORT by LATHAM & WATKINS LLP. (Prins, Andrew) (Entered: 10/18/2019)
10/21/2019		MINUTE ORDER: Upon consideration of the parties' <u>10</u> Joint Status Report, it is hereby ORDERED that Defendant shall process and produce the subset of documents referenced in the parties' Joint Status Report, ECF No. 10 at 1, by January 17, 2020. It is further ORDERED that the parties shall file a joint status report, including, if necessary, a proposed briefing schedule, no later than February 3, 2020. Signed by Judge Timothy J. Kelly on 10/21/19. (lctjk2) (Entered: 10/21/2019)